



WARREN NOT GUILTY, VERDICT

Grand Ronde Indian Acquitted of Murder of Grover Todd

Phillip Warren is not guilty of the murder of Grover Todd is the verdict of a jury in the Polk county circuit court at Dallas. This verdict was returned at 11:20 yesterday afternoon, after the jurymen had deliberated since 4 o'clock the preceding afternoon.

The jurymen were: Henry McElmurry, F. G. Brown, J. W. Childers, Gus Lake, Harvey Gage, W. D. Gorbals, A. V. Oliver, W. L. Murphy, E. I. Ferguson, T. J. Gardner, J. P. Hamilton and J. E. Mason.

Fifty-nine talesmen were examined before the 12 acceptable men were secured, and it was Tuesday noon before the taking of evidence was started.

The first witness examined by the state was Jasper Perry, the alleged stool-pigeon, who was working with the federal officers at the time the shooting occurred. Perry described the events leading up to the arrest of Warren at Grand Ronde shortly after midnight one September morning for bootlegging. He denied that he had been promised immunity from prosecution in a case against him for alleged violation of the prohibition law in Tillamook county.

Perry was corroborated as to the details of the shooting by E. W. Holden, Tillamook county deputy sheriff, who shot Warren in the hip as the Indian fled from the scene of the shooting, and by E. L. Marshall and Benton Killen, federal officers, and Robert Marshall, driver of the car that took one of the party of officers to New Grand Ronde the night of the shooting. Other witnesses examined by the state were John Warren, father of the defendant; Mrs. W. B. Wilson and C. H. Glover of New Grand Ronde.

The testimony brought out by the state was that Price had arrested Phillip Warren and Henry Petite, another Indian, for having liquor in their possession after Perry had purchased a bottle of moonshine from Warren for \$2. Warren, it was testified, started to fight Price, when he was struck over the right temple by the officer with the butt of his pistol. Both prisoners subsequently made their escape.

About 20 minutes afterwards, while Price, Todd, Perry, Holden and Robert Marshall were standing in front of the garage on the main street of the town, Warren was seen coming down the street with a rifle. All hid behind a nearby automobile. When Warren came up Price stepped out and attempted to take the gun away from the Indian. A scuffle ensued during which Price fired one shot, Warren at least four, Perry one and Holden four. At the conclusion of the shooting Price was dead, with a bullet wound near his heart and another in his abdomen, and Todd was shot once through the head, dying about an hour afterward.

The state concluded its case at 4:40 Tuesday afternoon and the first witness called by the defense was E. L. Marshall, the federal officer who had testified for the state. He was questioned about the kinds and number of pistols carried by the various officers in the raiding party.

Henry Petite, Warren's alleged partner, Mr. and Mrs. John Warren, parents of the defendant, and Pauline Warren, his sister, were examined by Attorney Hayter for the defense before court adjourned for the day.

The trial took on intense interest when the defendant took the stand Wednesday morning declaring that he had shot Price in self-defense and denying that he had ever seen Todd. The Indian swore that Price had shot at him when he resisted arrest, and that he had fired back to prevent being killed. The state has admitted that Price struck Warren on the head with his pistol, and that he fired one shot at him, but the point of who shot first is in dispute. The defense contended that Price and "Jap" Perry had been drinking with the alleged moonshiner, and that Warren was so dazed by the liquor and the blow on the head that he did not know what he was doing when he fired.

The defense contrived to maneuver

Walter Tooze, Jr. out of his chance to make the final plea for the state. Mr. Tooze has been assisting the prosecution.

The testimony was completed at 1:30 p. m. and District Attorney Helgeson made the opening statement for the state. Oscar Hayter, attorney for the defense, then waived his argument to the jury, and Mr. Tooze was unable to speak.

The unexpected conclusion of the trial took Judge Belt by surprise, and he adjourned court until 4 p. m. in order to prepare his instructions to the jury.

Warren was the only witness of importance Wednesday. He told a lucid story of the shooting, declaring that he had taken seven drinks with Price and with Perry, who was said to have been acting as "stool-pigeon" for the dry agents. The Indian admitted that he carried a revolver, but declared that he had used it only after Price had fired at him. He further declared that he had fired only five shots, and insisted that he could not have fired more had he wished, since his revolver had only five chambers.

The denial that he had ever seen Todd, whom he is charged with killing, was a surprise to the prosecution.

BUENAITES RETURN FROM CALIFORNIA TRIP

Mr. and Mrs. F. P. Grounds have returned to their home at Buena Vista from a month's auto trip to points in California, with a visit with their son at Modesta the prime objective. The son, George Grounds, has a responsible position with the Modesto Lumber company.

The Grounds traveled 2056 miles, visiting 21 counties, traveling leisurely and carrying a camping outfit. They visited the state fair at Sacramento and made an inspection of the great chicken industry at Petaluma, the Grounds being chicken fanciers.

Mrs. Grounds, in speaking of the trip said: "It was very pleasant and interesting, and there are parts of California which are appealingly attractive, but it is a place for the rich ones rather than those of moderate means or the poor. We enjoyed every minute of it, with no disagreeable features, but after all, it seemed good to get home."

WOMAN'S CLUB STARTS ACTIVITIES FOR YEAR

Thirteen were present at a meeting of the Woman's club Wednesday afternoon in the club rooms in the city hall building. It was a busy session with Mrs. Margaret Nissen, president, in the chair.

Mrs. O. D. Butler was appointed chairman of the program committee; Mrs. A. L. Keeney chairman of the calendar committee, Mrs. C. O. Sloper chairman of the ways and means committee, and Mrs. Donald P. MacCarthy chairman of the civic committee.

The resignation of Mrs. Clifford as secretary was accepted, owing to her departure from the city, and two nominations were made for the place.

Refreshments were served at the close of the business session.

SNEAK THIEVES TAKE CHICKENS; STRIP CAR

Sneak thieves made a busy night of it on Saturday last. The chicken house of Mrs. E. O. Seeley was raided and a number of fine hens taken.

The sedan belonging to Mrs. Nickerson, which was wrecked recently by an S. P. train, was looted and every part which could be removed was carried away. The car had been left where it was demolished, awaiting the visit of the adjusting agent, and the thief took advantage of the situation, to remove the various accessories which were intact.

BETROTHAL MISS ROSE IS FORMALLY ANNOUNCED

Major and Q. M. W. Lewis Rose, Ex Head Quarters Staff Officer, Imperial British forces and Mrs. Charlotte Rose, White House Wyrich Rancho, Independence, Oregon, announce the betrothal of their only daughter, Winifred to Birchard A. Van Loan, B. A. eldest son of Mr. and Mrs. J. L. Van Loan of Monmouth, Oregon. Mr. Van Loan is a graduate of the University of Oregon and is now studying at the University of Oregon Medical School in Portland, Oregon.

FAIR BOOSTERS HERE 5:15 TODAY

Forty Portland Cars to Arrive in Independence Brief Stop Here

Portland—More than forty automobiles will compose the 1927 Oregon exposition caravan that will arrive in Independence at 5:15 p. m., Friday, October 13th.

Every automobile in the caravan will be handsomely decorated as William P. Merry, in charge of the trip, has offered a cash prize of \$50 for the best decorated machine carrying out the exposition idea and a second prize of \$25 has been posted.

The caravan into the valley will be the third made by the exposition boosters to explain to the people of the state the purpose of the exposition and to urge support to the constitutional amendment which must be approved by the state voters in order to allow the people of Portland to tax themselves for the exposition.

As with the other caravans, arrangements will be made to carry prominent speakers, including Mayor George L. Baker of Portland as well as singers, quartets and other musical features to enliven the meetings that will be held here and at other points where the caravan stops.

R. J. Todd of Portland, the evangelist of the caravan, as he terms himself, was in Independence Tuesday afternoon and perfected the details of the caravan stop here. With favorable weather conditions the meeting will be held at the Williams drug corner, otherwise it will be held in the Isis theatre.

The caravan will come here from Dallas and go from here to McMinnville to remain over night.

D. E. FLETCHER IS TO HAVE LAW PARTNER

D. E. Fletcher has taken into partnership in his law practice, C. R. Ellis who has been located at Salem and connected with the Industrial Accident commission for some little time.

Mr. Ellis has a wife and one daughter and will move to Independence inside of a few days and take up his new duties.

The new firm will be known as Fletcher & Ellis, and will continue to occupy the Fletcher suite of offices in the Cooper block.

Mr. Fletcher states the partnership became necessary to properly care for his practice. Mr. Ellis is a fine gentleman and has had several years of law practice.

G. A. WELLS GROWS FINE TOKAY GRAPES

The assembling of the community exhibit at the Polk County fair brought to light a number of very interesting developments on local farms. Among these is the cultivation of tokay grapes by George A. Wells, a prominent Buena Vista rancher who is devoting considerable time to fruit culture in the various phases.

Mr. Wells is producing tokay grapes of exceptional quality and on display at the Enterprise office is a bunch which weighs 3½ pounds. It is attracting much attention.

CUT IN CITY TAX FOR NEXT YEAR

Tentative Budget Will Permit Reduction Three Mills in Levy

A tentative budget was prepared Wednesday night for the expense of operating the city of Independence for the year 1923, and it calls for a reduction of nearly three mills in the levy for city purposes. This budget was prepared by all of the members of the city council, Mayor R. M. Walker, Acting Recorder R. W. Baker, City Treasurer C. W. Irvine, and a taxpayers' representation by C. A. McLaughlin, J. E. Hubbard, William Cockle, Charles G. Irvine, Donald P. MacCarthy and A. C. Moore.

A report by the treasurer shows that the city is on a sound, financial basis, with balances in all of the funds to care for the rest of this year's expense and leave a considerable turnover, and furthermore that the bonded indebtedness is being steadily reduced.

The meeting was a very harmonious one. The budget as adopted will be submitted to the taxpayers of the city at a meeting to be held later. It provides for an estimated tax of \$8,244.12 against a \$9,952.12 levy a year ago, a reduction of \$1,708, or approximately three mills on the half a million valuation of the city. The tentative budget calls for:

Sewer refunding bonds and interest	\$750.00
Street intersection bonds and interest	1484.12
Fire equipment bonds and interest	530.00
Emergency fund	500.00
City library	500.00
Chief of police	1200.00
City treasurer	75.00
Improvement of streets	500.00
Publication of notices	100.00
Merchandise	200.00
Recorder	300.00
Light and water	2600.00
Health officer	30.00
Drayage	15.00
Fire department	300.00
City camp	150.00

These items total \$9244.12. The estimated receipts and carryover are placed at \$1000, making it necessary to raise \$8244.12 by tax.

HASELTON OPENS WOOD YARD HERE

L. E. Haselton, who has been handling wood for several years, conducting operations from his ranch north of town, has opened a retail wood yard in Independence, having leased from H. Hirschberg ground near the Oregon Milling & Warehouse company's mill.

Mr. Haselton is having mill wood shipped here from Silverton and has purchased 45 cords of oak from the Reynolds place south of town, which is being trucked to the new yard.

CHINA-QUAIL SEASON WILL OPEN SUNDAY

Local nimrods are getting their guns in readiness for the opening of the season Sunday on Chinas and quail. Five birds is the day limit, whether it be one or the other or a combination of the two.

FRANKLIN W. COLE SUCCEMBES FOLLOWING STROKE

Franklin W. Cole died at his home in the Hopville district, south of Independence, last Saturday morning, following an illness of nearly two years, culminating in a paralytic stroke a few days preceding his death.

Funeral services under the direction of A. L. Keeney were held from the home Sunday afternoon at 2 o'clock, Dr. H. Charles Dunsmore of the Presbyterian church officiating. Burial was made at Brownsville Monday afternoon, services at the grave being in charge of Crawfordville lodge of Odd Fellows, of which the deceased had been a member since 1888.

Mr. Cole was born in Vermont April 13, 1860, and came to Oregon about 45 years ago. He was married to Miss Allie Barrett of Brownsville 29 years ago, who survives, together with seven children. They are: Earl Cole, Mrs. Maude Cooper, Daniel Cole, Mrs. Elsie Heights, Miss Callie Cole, Otis and Glenn Cole, all residing in the vicinity of Independence, excepting Mrs. Cooper who lives at Airlie. Mr. Cole served for a time as marshal of Brownsville, moving to the Hopville district 13 years ago, where he had since resided.

NAHUN NORTON DIES AT HOME NEAR MONMOUTH

Nahun Norton, age 72 years, died at his home just south of Monmouth October 6th, with heart trouble as the malady. He is survived by a daughter, Mrs. Hester Wood of Philomath, a son, Aaron Norton of Castle Rock, Wash., and one brother, Wiley Norton of Airlie.

Funeral services in charge of A. L. Keeney were held at the Kings Valley cemetery Sunday afternoon at 2 o'clock, Rev. J. L. Ballantyne officiating.

Mr. Norton was born at Kings Valley, May 9, 1850, and has spent practically his entire life in that locality and in the vicinity of Monmouth.

D. P. LAMB TO BUILD MODERN RESIDENCE HERE

D. P. Lamb of Valseltz, civil engineer in the employ of the Cobbs & Mitchell company, has awarded a contract to Charles D. Smiley for the erection of a modern bungalow with ground dimensions of 28x40 on a lot just to the west of the Walter Plant residence on west Monmouth street. Work to be started at once.

INCREASED TAX UP TO VOTERS

Polk Court Submits Questions of Increasing Constitutional Limit

Two financial questions are to be submitted to the voters of Polk county at the coming election, calling for the expenditure of \$73,482. Both questions have been certified to by the county court. One calls for the raising of \$40,000 for road purposes, \$2000 for county fair, \$2000 for county agent's salary, and \$2682 for the county library.

The other calls for \$26,800 for the general fund to provide for bridges on the west side Pacific highway at Rickreall, Basket slough near the tile factory north of Monmouth, and two bridges across Soap creek.

The purpose of the \$40,000 levy is to provide a working capital for the construction of roads. This would include the erection of gravel bunkers and the distribution of as much gravel as possible upon the roads of the county.

T. F. CLIFFORD TAKES CHARGE SANDY CREAMERY

T. F. Clifford, head butter maker at the Independence creamery, has resigned his position here and has accepted the management of the Farmers' Cooperative creamery at Sandy, Oregon, which is located on the Sandy boulevard, just to the east of Portland. Mr. Clifford left Tuesday to take up his new duties and he was joined the following day by Mrs. Clifford and daughter, Carolyn. Mr. Clifford is recognized as a very competent butter maker. He has been with the creamery here for two years or more.

FARM EXHIBITS AT FAIR GOOD

Independence Has Exceptionally Attractive Booth

The community exhibits were notable features at the Polk County fair, and naturally attracted a large amount of attention. Brush College secured first place, scoring 82 points; Mt. Pisgah, second, with 79 points; Monmouth, third, with 77 points, and Independence, fourth with 69½ points.

So far as Independence is concerned, it lost out on technicalities to quite an extent, and this was due to the committee in charge not being thoroughly conversant with the entry rules. For instance, while Independence had a very extensive and it might be said elaborate display, there was no threshed grain. Then a bale of hops was placed in the center of the booth, obscuring articles, and this cut off more points.

The booth was commercialized by permitting F. M. Brown to maintain nursery literature in front of it, making another deduction. Notwithstanding these detractions, Independence is quite well satisfied with the showing which was made by farmers residing in this vicinity.

A novel feature of the exhibit was a basket containing 287 eggs, representative of the number of eggs which had been laid by a White Leghorn belonging to Dr. R. E. Duganne in 11 months.

The exhibitors in the booth were: Frank Webster—Squashes, pumpkins, musk melons. Ed. Rex—Hubbard squashes. F. M. Brown—Garden seed, kudzu, sunflowers, cucumbers, pears. Wade McKee—Sorghum, millet and firetita.

Mr. Keller—Early Michigan potatoes. Mr. Letteken—Water melons, corn, beans. P. O. Black—Apples. Hugh Hanna—Pears. Uncle Billy Wright—Tomatoes, grapes, horse radish, sunflowers, pears.

Charles Roher—White dent corn. Burton Estate—Grapes. W. W. Huntley—Grapes, tomatoes and pie pumpkin. H. Loretz—Pears and hickory nuts. Homer Mills—Netted Gem potatoes cabbage.

S. Cox—Pears, potatoes. John Ward—Yellow dent corn, water melons, musk melons, squash, pumpkins, grapes. Major Rose—Several kinds of winter apples, corn. George A. Wells—Apples, pears, walnuts, filberts and the Flaming Tokay grapes.

B. T. Merrill—Tomatoes, popcorn, pears, garden seed, pie pumpkin. William Quartier—Summer squash, tomatoes, grapes, French kale. E. E. Tripp—Onions. Paul Scott—Water melons, squashes, pumpkins. Shido Bros.—Sweet potato squash, sweet pumpkin, and banana squash. Davidson & Hedges—Green prunes, Stark's Delicious and Winter Banana apples.

Will Craven—Grapes. Gosser & Son—Sunflowers, squashes, beans, carrots, cabbage, onions. J. S. Bohannon—Green walnuts. V. M. DeCoster—Walnuts. T. L. Hartman—Tomatoes. Frank Hennagin—Eggs. Dr. R. E. Duganne—Eggs. E. Clemens Horst Co.—Hops. Mrs. H. B. Fletcher, Mrs. A. L. Thomas and Mrs. J. S. Robbie—Canned Fruit. Independence Creamery—Butter.

F. E. HENNAGIN GETS CHICKEN HONORS AT FAIR

F. E. Hennagin of the Independence Eggerly with an exhibit of 18 birds was given an even dozen awards at the Polk county fair last week. Mr. Hennagin was awarded first honors on a pen of four pullets and cockerel; first, second and third on a pullet; first on a pen of four hens and a cock; first, second and third on hen; first on cock; first, second and third on cockerel.

